

United States Government

Department of Energy

Ohio Field Office

memorandum

Fernald Environmental Management Project

DATE: NOV 17 2003

REPLY TO
ATTN OF: FCP:Sattler

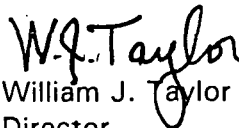
DOE-0043-04

SUBJECT: DEPARTMENT OF TRANSPORTATION EXEMPTION APPLICATION FOR RENEWAL OF EXEMPTION
DOT-E 12800

TO: Ryan Posten, Administrative Exemptions, DHM-31

The Department of Energy is seeking a renewal of Exemption DOT-E 12800 from the Department of Transportation (DOT) in order to continue to transport, in commerce, closed top gondola cars containing LSA-II material from the Fernald Closure Project (FCP) site in Fernald, Ohio, to the Envirocare of Utah, Inc. facility located near Clive, Utah. This Exemption authorizes the closed top gondola cars to be classified as Type-2 Industrial Packages (IP-2). DOE is submitting an application for renewal because the current exemption expires April 30, 2004 and train shipments to Envirocare of Utah, Inc. are planned to continue through 2006. The enclosed exemption application for renewal contains the relevant information the DOT requires to facilitate prompt approval.

If you should have any questions or require additional information, please contact John Sattler at (513) 648-3145.


William J. Taylor
Director

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DEPARTMENT OF TRANSPORTATION EXEMPTION APPLICATION FOR RENEWAL**APPLICANT**

Shipper: U.S Department of Energy – Fernald Area Office
Shipper Contact: John Sattler, Waste Management Team Leader
DOE Contractor: Fluor Fernald Inc.
Address: P.O. Box 538705, Cincinnati, OH 45253-8705
Phone Number: 513/648-3145

EXEMPTION SEEKING RENEWAL

The U.S. Department of Energy (DOE) requests the renewal of Exemption DOT-E 12800 issued May 3, 2002. Exemption DOT-E 12800 expires April 30, 2004. This Exemption authorizes the transportation in commerce of closed top gondola cars containing LSA-II material from the Fernald Closure Project (FCP), formerly called the Fernald Environmental Management Project (FEMP), at the DOE Fernald Site in Fernald, Ohio, to the Envirocare of Utah, Inc. This Exemption authorizes the closed top gondola cars to be classified as Type-2 industrial packages (IP-2). This application of renewal is being submitted in accordance with the requirements described within 49 CFR, Part 107.109.

CERTIFICATION OF ORIGINAL APPLICATION

The DOE certifies that the descriptions, technical information, and safety assessment submitted in the original application dated July 31, 2001 remains accurate and complete with the exception of the FCP shipping schedule duration. The DOE FCP, with the aid of the granted Exemption DOT-E 12800, reduced the shipping schedule of 155-165 unit train shipments (9,000-10,000 gondolas) by two years. Unit train shipments are scheduled to be complete by the end of 2006 instead of 2008.

RELEVANT SHIPPING AND INCIDENT EXPERIENCE

The DOE certifies the FCP continues to retain a zero accident rating (on-site and off-site) of unit train shipments, which began April 1999. The DOE FCP made 93 unit train shipments (over 5,500 gondolas) through August 2003 without incident or loss of contents.